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Attorneys for Plaintiff JENS ERIK SORESENSEN,  
as Trustee of SORESENSEN RESEARCH AND  
DEVELOPMENT TRUST

UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF CALIFORNIA

JENS ERIK SORESENSEN, as Trustee of	)	Case No. 3:08 CV 0070 BTM CAB
SORESENSEN RESEARCH AND	)	
DEVELOPMENT TRUST,	)	
	)	<b>THIRD AMENDED NOTICE OF</b>
Plaintiff	)	<b>RELATED CASES</b>
v.	)	
	)	
RYOBI TECHNOLOGIES, INC., a	)	
Delaware corporation; TECHTRONIC	)	
INDUSTRIES NORTH AMERICA,	)	
INC., a Delaware corporation; and DOES	)	
1 – 100,	)	
	)	
Defendants.	)	

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1 Pursuant to Local Civil Rule 40.1(e), Plaintiff JENS E. SORENSEN, as  
2 TRUSTEE OF THE SORENSEN RESEARCH AND DEVELOPMENT TRUST  
3 (“SRDT”), hereby gives THIRD AMENDED notice of cases related to the present  
4 case. Specifically, SRD TRUST gives notice of the following related cases that all  
5 arise from alleged infringement of United States Patent Number 4,935,184 (“the ‘184  
6 patent”), whether pending, dismissed, or otherwise terminated:

7  
8 **JUDGMENT ENTERED**

9 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*  
10 *Trust v. First International Digital, Inc., et al*, Case No. 3:07-cv-5525-JSW, filed  
11 October 30, 2007 in the United States District Court for the Northern District of  
12 California. Judgment of \$500,000.00 has been entered.

13  
14 **PENDING – NOT STAYED**

15 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*  
16 *Trust v. Phillips Plastics Corp.*, filed June 26, 2008 in the United States District  
17 Court for the District of Northern California. Plaintiff alleges infringement of the  
18 ‘184 patent by Defendants. Consolidation is not recommended at this time.

19 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*  
20 *Trust v. Human Touch LLC, et al*, Case No. 08cv1080, filed June 18, 2008 in the  
21 United States District Court for the District of Southern California. Plaintiff alleges  
22 infringement of the ‘184 patent by Defendants. Consolidation is not yet  
23 recommended because it has just been filed.

24 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*  
25 *Trust v. Lexar Media, Inc.*, Case No. 5:08-cv-00095-JW, filed January 7, 2008 in the  
26 United States District Court for the District of Northern California. Plaintiff alleges  
27 infringement of the ‘184 patent by Defendants. Consolidation is not recommended  
28 because a requested stay was already denied and this case is proceeding to be

1 litigated.

2 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*  
3 *Trust v. Johnson Level & Tool Mfg. Co., Inc.*, Case No. 3:08-cv-0025-BTM-CAB,  
4 filed January 4, 2008 in the United States District Court for the District of Southern  
5 California. Plaintiff alleges infringement of the '184 patent by Defendants.  
6 Consolidation is not recommended because Defendant is in default and a partial  
7 settlement has already been reached.

8 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*  
9 *Trust v. Ampro Tools Corporation*, Case No. 4:08-cv-00096-CW, filed January 7,  
10 2008 in the United States District Court for the District of Northern California.  
11 Plaintiff alleges infringement of the '184 patent by Defendants. Consolidation is not  
12 recommended because there has already been an entry of default and a default  
13 judgment motion is being prepared.

14 *PowerStation LLC, et al v. Sorensen Research and Development Trust*, Case  
15 No. 07-cv-04167-RBH, filed December 31, 2007 in the United States District Court  
16 for the District of South Carolina. Plaintiff seeks declaratory judgment that the '184  
17 patent is invalid and not infringed by them, and also makes an unfair trade practices  
18 claim. Consolidation is not recommended yet because a Rule 12 motion for transfer  
19 for lack of personal jurisdiction is currently pending.

20 *Big Lots Stores, Inc. v. Sorensen Research and Development Trust*, Case. No.  
21 08cv00506, filed May 23, 2008 in the United States District Court for the Southern  
22 District of Ohio. Plaintiff seeks declaratory judgment that the '184 patent is invalid  
23 and not infringed by them. Consolidation is not recommended yet because no  
24 summons and complaint have been served, and this case will be the subject of a Rule  
25 12 motion for transfer for lack of personal jurisdiction.

26 *Freshlink Product Development, L.L.C. v. Sorensen Research & Development*  
27 *Trust*, Case. No. 08cv05021, filed May 30, 2008 in the USDC for the Southern  
28 District of New York. Consolidation is not recommended yet because no summons

1 and complaint have been served, and this case will be the subject of a Rule 12  
2 motion for transfer for lack of personal jurisdiction.

3 *American Safety Razor Co. v. Sorensen Research & Development Trust*, Civil  
4 Case No. 07-CV-00730-HHK, filed April 20, 2007, in the United States District  
5 Court for the District of Columbia. Consolidation is not recommended at this time  
6 because no summons and complaint has been served and because there is no personal  
7 jurisdiction over Sorensen in this court.

8 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*  
9 *Trust v. DMS Holdings, Inc., et al.*, Case No. 08cv559, filed March 25, 2008 in the  
10 United States District Court for the District of Southern California. Plaintiff alleges  
11 infringement of the '184 patent by Defendants. Consolidation with most other cases  
12 in the District of Southern California was recommended (though this case involves  
13 different parties and products) because the presiding judge has indicated a preference  
14 for a consolidated claim construction hearing.

15 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*  
16 *Trust v. Metabo Corporation, et al.*, Case No. 08cv304, filed February 15, 2008 in  
17 the United States District Court for the District of Southern California. Plaintiff  
18 alleges infringement of the '184 patent by Defendants. Consolidation with most  
19 other cases in the District of Southern California was recommended (though this case  
20 involves different parties and products) because the presiding judge has indicated a  
21 preference for a consolidated claim construction hearing.

22 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*  
23 *Trust v. Star Asia, U.S.A., LLC, et al.*, Case No. 08cv307, filed February 15, 2008 in  
24 the United States District Court for the District of Southern California. Plaintiff  
25 alleges infringement of the '184 patent by Defendants. Consolidation with most  
26 other cases in the District of Southern California was recommended (though this case  
27 involves different parties and products) because the presiding judge has indicated a  
28 preference for a consolidated claim construction hearing.

1           *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*  
 2     *Trust v. Alltrade Tools, LLC, et al.*, Case No. 08cv232, filed February 5, 2008 in the  
 3     United States District Court for the District of Southern California. Plaintiff alleges  
 4     infringement of the '184 patent by Defendants. Consolidation with most other cases  
 5     in the District of Southern California was recommended (though this case involves  
 6     different parties and products) because the presiding judge has indicated a preference  
 7     for a consolidated claim construction hearing.

8  
 9   **PENDING - STAYED**

10           *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*  
 11     *Trust v. Kyocera International, Inc., et al.*, Case No. 08cv411, filed March 4, 2008 in  
 12     the United States District Court for the District of Southern California. Plaintiff  
 13     alleges infringement of the '184 patent by Defendants. Consolidation with most  
 14     other cases<sup>1</sup> in the District of Southern California is recommended (though this case  
 15     involves different parties and products) because the presiding judge has indicated a  
 16     preference for a consolidated claim construction hearing.

17           *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*  
 18     *Trust v. Central Purchasing, LLC, et al.*, Case No. 08cv309, filed February 15, 2008  
 19     in the United States District Court for the District of Southern California. Plaintiff  
 20     alleges infringement of the '184 patent by Defendants. Consolidation with most  
 21     other cases in the District of Southern California is recommended (though this case  
 22     involves different parties and products) because the presiding judge has indicated a  
 23     preference for a consolidated claim construction hearing.

24           *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*  
 25     *Trust v. Logitech, Inc., et al.*, Case No. 08cv308, filed February 15, 2008 in the  
 26     United States District Court for the District of Southern California. Plaintiff alleges

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27  
 28           <sup>1</sup> See Motion for Consolidation, denied as premature, for listing of cases Plaintiff has  
 recommended to be consolidated.

1 infringement of the '184 patent by Defendants. Consolidation with most other cases  
2 in the District of Southern California is recommended (though this case involves  
3 different parties and products) because the presiding judge has indicated a preference  
4 for a consolidated claim construction hearing.

5 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*  
6 *Trust v. Rally Manufacturing, Inc., et al.*, Case No. 08cv302, filed February 15, 2008  
7 in the United States District Court for the District of Southern California. Plaintiff  
8 alleges infringement of the '184 patent by Defendants. Consolidation with most  
9 other cases in the District of Southern California is recommended (though this case  
10 involves different parties and products) because the presiding judge has indicated a  
11 preference for a consolidated claim construction hearing.

12 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*  
13 *Trust v. Sunbeam Products, Inc., et al.*, Case No. 08cv306, filed February 15, 2008 in  
14 the United States District Court for the District of Southern California. Plaintiff  
15 alleges infringement of the '184 patent by Defendants. Consolidation with most  
16 other cases in the District of Southern California is recommended (though this case  
17 involves different parties and products) because the presiding judge has indicated a  
18 preference for a consolidated claim construction hearing.

19 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*  
20 *Trust v. CTT Tools, Inc., et al.*, Case No. 08cv231, filed February 5, 2008 in the  
21 United States District Court for the District of Southern California. Plaintiff alleges  
22 infringement of the '184 patent by Defendants. Consolidation with most other cases  
23 in the District of Southern California is recommended (though this case involves  
24 different parties and products) because the presiding judge has indicated a preference  
25 for a consolidated claim construction hearing.

26 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*  
27 *Trust v. Global Machinery Company, et al.*, Case No. 08cv233, filed February 5,  
28 2008 in the United States District Court for the District of Southern California.

1 Plaintiff alleges infringement of the '184 patent by Defendants. Consolidation with  
2 most other cases in the District of Southern California is recommended (though this  
3 case involves different parties and products) because the presiding judge has  
4 indicated a preference for a consolidated claim construction hearing.

5 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*  
6 *Trust v. Emissive Energy Corp., et al.*, Case No. 08cv234, filed February 5, 2008 in  
7 the United States District Court for the District of Southern California. Plaintiff  
8 alleges infringement of the '184 patent by Defendants. Consolidation with most  
9 other cases in the District of Southern California is recommended (though this case  
10 involves different parties and products) because the presiding judge has indicated a  
11 preference for a consolidated claim construction hearing.

12 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*  
13 *Trust v. Motorola, Inc., et al.*, Case No. 3:08-cv-0136 LAB RBB, filed January 23,  
14 2008 in the United States District Court for the District of Southern California.  
15 Plaintiff alleges infringement of the '184 patent by Defendants. Consolidation with  
16 most other cases in the District of Southern California is recommended (though this  
17 case involves different parties and products) because the presiding judge has  
18 indicated a preference for a consolidated claim construction hearing.

19 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*  
20 *Trust v. Sanyo North America Corporation, et al.*, Case No. 3:08-cv-0135 DMS  
21 POR, filed January 23, 2008 in the United States District Court for the District of  
22 Southern California. Plaintiff alleges infringement of the '184 patent by Defendants.  
23 Consolidation with most other cases in the District of Southern California is  
24 recommended (though this case involves different parties and products) because the  
25 presiding judge has indicated a preference for a consolidated claim construction  
26 hearing.

27 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*  
28 *Trust v. Informatics, inc., et al.*, Case No. 3:08-cv-0134-L NLS, filed January 23,



1 2008 in the United States District Court for the District of Southern California.  
2 Plaintiff alleges infringement of the '184 patent by Defendants. Consolidation with  
3 most other cases in the District of Southern California is recommended (though this  
4 case involves different parties and products) because the presiding judge has  
5 indicated a preference for a consolidated claim construction hearing.

6 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*  
7 *Trust v. Senco Products, Inc.*, Case No. 3:08-cv-0071-BTM-CAB, filed January 11,  
8 2008 in the United States District Court for the District of Southern California.  
9 Plaintiff alleges infringement of the '184 patent by Defendants. Consolidation with  
10 most other cases in the District of Southern California is recommended (though this  
11 case involves different parties and products) because the presiding judge has  
12 indicated a preference for a consolidated claim construction hearing.

13 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*  
14 *Trust v. Emerson Electric Co., et al*, Case No. 3:08-cv-0060-BTM-CAB, filed  
15 January 10, 2008 in the United States District Court for the District of Southern  
16 California. Plaintiff alleges infringement of the '184 patent by Defendants.  
17 Consolidation with most other cases in the District of Southern California is  
18 recommended (though this case involves different parties and products) because the  
19 presiding judge has indicated a preference for a consolidated claim construction  
20 hearing.

21 *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*  
22 *Trust v. Energizer Holdings, Inc., et al*, Case No. 3:07-CV-2321-BTM-CAB, filed  
23 December 11, 2007 in the United States District Court for the Southern District of  
24 California. Plaintiff alleges infringement of the '184 patent by Defendants.  
25 Consolidation with most other cases in the District of Southern California is  
26 recommended (though this case involves different parties and products) because the  
27 presiding judge has indicated a preference for a consolidated claim construction  
28 hearing.



1           *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*  
2     *Trust v. Giant International, Inc., et al*, Case No. 3:07-CV-2121-BTM-CAB, filed  
3     November 6, 2007 in the United States District Court for the Southern District of  
4     California. Plaintiff alleges infringement of the '184 patent by Defendants.  
5     Consolidation with most other cases in the District of Southern California is  
6     recommended (though this case involves different parties and products) because the  
7     presiding judge has indicated a preference for a consolidated claim construction  
8     hearing.

9           *Jens Erik Sorensen as Trustee of Sorensen Research and Development Trust v.*  
10    *Esseplast (USA) NC, Inc., et al*, Case No. 3:07-cv-2277-BTM-CAB, filed December  
11    4, 2007 in this District. Plaintiff alleges infringement of the '184 patent by  
12    Defendants. Consolidation with most other cases in the District of Southern  
13    California is recommended (though this case involves different parties and products)  
14    because the presiding judge has indicated a preference for a consolidated claim  
15    construction hearing.

16          *Jens Erik Sorensen as Trustee of Sorensen Research and Development Trust v.*  
17    *Helen of Troy Texas Corporation, et al*, Case No. 3:07-cv-2278-BTM-CAB, filed  
18    December 4, 2007 in this District. Plaintiff alleges infringement of the '184 patent  
19    by Defendants. Consolidation with most other cases in the District of Southern  
20    California is recommended (though this case involves different parties and products)  
21    because the presiding judge has indicated a preference for a consolidated claim  
22    construction hearing.

23          *Jens Erik Sorensen as Trustee of the Sorensen Research and Development*  
24    *Trust v. Digital Networks North America, Inc., et al*, Case No. 3:07-5568-JSW, filed  
25    November 1, 2007 in the United States District Court for the Northern District of  
26    California. Plaintiff alleges infringement of the '184 patent by Defendants.  
27    Consolidation is not recommended because this related case involves different  
28    parties and has different, unrelated products at issue.



1 with *Jens Erik Sorensen As Trustee of The Sorensen Research And Development*  
2 *Trust v. Tecnica USA, Inc and Nordica USA, Inc.*, Civil Case No. 06CV1941 B  
3 MLS, filed in the Southern District of California. The action was later settled by the  
4 parties.

5 *Jens Ole Sorensen, and Jens E. Sorensen, as Trustee Of The Sorensen*  
6 *Research and Development Trust v. DaimlerChrysler AG, and Mercedes-Benz USA,*  
7 *LLC.* Civil No. 03-1763 (HAA) filed in the United States District Court for  
8 Northern California and transferred to the United States District Court for New  
9 Jersey. This matter has been settled and dismissed.

10 *In the Matter of Certain Automobile Tail Light Lenses And Products*  
11 *Incorporating Same.* Investigation No. 337-TA-502 filed in the United States  
12 International Trade Commission. The matter was remanded after appeal to the  
13 Federal Circuit Court of Appeals, then settled and dismissed.

14 *Jens E. Sorensen, as Trustee Of The Sorensen Research and Development*  
15 *Trust v. Premier Automotive Group, Ford Motor Company, and Jaguar, Ltd.* Case  
16 No. 03-cv-01107, filed March 14, 2003 in the Federal Court for the Northern District  
17 of California. The matter was settled and dismissed.

18 *Sorensen et al v. International Trade Commission et al.*, 427 F.3d 1375 (Fed.  
19 Cir. 2005). After the Federal Circuit ruled in patentee's favor, the parties settled and  
20 dismissed.

21  
22 **DISMISSED**

23 *DMS Holdings, Inc. v. Sorensen Research & Development Trust.* Civil Case  
24 No.: 07-CV-02690, filed May 11, 2007, in the United States District Court for the  
25 Northern District of Illinois. This case has been dismissed. Sorensen refiled against  
26 DMS Holdings in the United States District Court for Southern California (see  
27 above).

28 *Lowe's Companies, Inc., et al v. Sorensen Research and Development Trust.*

1 Case No. 05-cv-00234 filed July 29, 2005 in the Federal Court for the Western  
2 District of North Carolina. The matter was never served and was dismissed.

3 *Digital Innovations LLC v. Sorensen Research and Development Trust.* Case  
4 No. 05-cv-06428, filed November 9, 2005 in the Federal Court for the Northern  
5 District of Illinois. The matter was never served and was dismissed.

6 *Big Lots v. Sorensen Research and Development Trust.* Case No. 2:06-cv-  
7 1089, filed December 29, 2006 in the Federal Court for the Southern District of  
8 Ohio. The matter was never served and was dismissed.

9 *Bon-Aire v. Sorensen Research and Development Trust.* Case No. 07-cv-054-  
10 S, filed January 2007 in the Federal Court for the District of Idaho. The matter was  
11 never served and was dismissed.

12 *Husqvarna Outdoor Products, Inc. v. Sorensen Research and Development Trust.*  
13 CIV. NO. CV106-160 in the Federal Court for the Southern District of Georgia on  
October 30, 2006. The matter was never served and was dismissed.

14 DATED this Friday, June 27, 2008.

15  
16 JENS ERIK SORENSEN, as Trustee of  
17 SORENSEN RESEARCH AND DEVELOPMENT  
TRUST, Plaintiff

18  
19 /s/ Melody A. Kramer

20 J. Michael Kaler, Esq.

21 Melody A. Kramer, Esq.

22 Attorneys for Plaintiff  
23  
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26  
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28

**PROOF OF SERVICE**

I, Melody A. Kramer, declare: I am and was at the time of this service working within in the County of San Diego, California. I am over the age of 18 year and not a party to the within action. My business address is the Kramer Law Office, Inc., 9930 Mesa Rim Road, Suite 1600, San Diego, California, 92121.

On Friday, June 27, 2008, I served the following documents:

**THIRD AMENDED NOTICE OF RELATED CASES**

<b>PERSON(S) SERVED</b>	<b>PARTY(IES) SERVED</b>	<b>METHOD OF SERVICE</b>
Roger G. Perkins, Esq <a href="mailto:rperkins@mpplaw.com">rperkins@mpplaw.com</a> MORRIS POLICH & PURDY LLP 501 West Broadway, Suite 500 San Diego, California 92101	Ryobi Technologies, Inc. Techtronic Industries North America, Inc.	Email - Pleadings Filed with the Court via ECF
Robert S. Mallin Brinks Hofer Gilson & Lione NBC Tower 455 N City Front Plaza Drive Suite 3600 Chicago, IL 60611 <a href="mailto:rmallin@brinkshofer.com">rmallin@brinkshofer.com</a>	Ryobi Technologies, Inc. Techtronic Industries North America, Inc.	Email - Pleadings Filed with the Court via ECF

☐ (Email) I emailed a true copy of the foregoing documents to an email address represented to be the correct email address for the above noted addressee.

☒ (Email--Pleadings Filed with the Court) Pursuant to Local Rules, I electronically filed this document via the CM/ECF system for the United States District Court for the Southern District of California.

I declare that the foregoing is true and correct, and that this declaration was executed on Friday, June 27, 2008, in San Diego, California.

/s/ Melody A. Kramer

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Melody A. Kramer